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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the **PATENT APPLICATION** of:

Peter Osypka

Application No.: 10/062,114

Confirmation No.: 9980

Filed: January 31, 2002

For: IMPLANTABLE STENT

Group: 3731

Examiner: Victor X. Nguyen

Our File: SMB-PT041

(P02-048 MUS)

Date: July 12, 2004

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REPLY PURSUANT TO 37 C.F.R. §1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
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Sir:

This Reply is responsive to the Office Action dated June 22, 2004 (Paper No. 7), for the above identified application.

In the Action, the Examiner has required an election of species from the following groups: Species I (i.e., Figures 1-2, 7-8, and 13-14), Species II (i.e., Figures 3-6), Species III (i.e., Figures 9-11), Species IV (i.e., Figure 12), and Species V (i.e., Figure 15).

Applicant elects Species I (i.e., Figures 1-2, 7-8, and 13-14), without traverse, for examination on the merits. Claims 1-7 and 10-12 read on Species I. Applicant further submits that claims 1 and 2 are generic, and that claims directed to the non-

Applicant: Peter Osypka
Application No.: 10/062,114

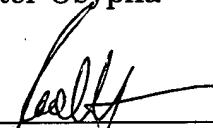
elected species should remain in this case and be considered upon allowance of a generic claim.

Prompt examination on the merits of the invention of Species I, including claims 1-7 and 10-12, is respectfully requested.

Respectfully submitted,

Peter Osypka

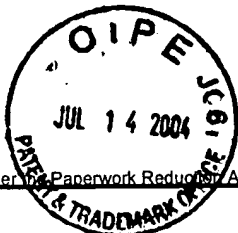
By



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RJH/WCP/dmm
Enclosures



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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/062,114
	Filing Date	January 31, 2002
	First Named Inventor	Peter Osypka
	Art Unit	3731
	Examiner Name	Victor X. Nguyen
Total Number of Pages in This Submission	Attorney Docket Number	SMB-PT041

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
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<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Randolph J. Huis Volpe and Keenig, P.C.
Signature	<i>[Signature]</i>
Date	7/12/2004

CERTIFICATE OF TRANSMISSION/MAILING	
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Typed or printed name	Randolph J. Huis
Signature	<i>[Signature]</i>
Date	7/12/2004

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